

HOUSE BILL 3075

By Casada

AN ACT to amend Tennessee Code Annotated, Title 71,
relative to certain beds for intermediate care
facilities for persons with mental retardation.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 71-5-105(b), is amended by adding the following as subdivision (b)(4):

(4) On and after the effective date of this act, notwithstanding any other provision of this section, any private ICF/MR beds established pursuant to federal litigation settlements or orders arising out of the cases United States v. State of Tennessee , 798 F. Supp. 483; 1992 U.S. Dist. LEXIS 14004 (W.D. Tenn. 1992), or People First of Tennessee, et al., v. Clover Bottom Developmental Center, et al. , NO. 00-5342 (Docket) (C.A.6 Mar. 22, 2000), shall be available to private pay patients and patients receiving medical assistance under this part on a first-come, first-served basis, subject to the requirements of any applicable federal court orders or settlements.

SECTION 2. This act shall take effect July 1, 2012, the public welfare requiring it.